

BOARD OF COUNTY COMMISSIONERS, WASHOE COUNTY, NEVADA

TUESDAY

2:00 P.M.

JANUARY 23, 2007

PRESENT:

Bob Larkin, Chairman
Bonnie Weber, Vice Chairman
Jim Galloway, Commissioner
David Humke, Commissioner*
Pete Sferrazza, Commissioner

Amy Harvey, County Clerk
Katy Singlaub, County Manager
Melanie Foster, Legal Counsel

The Board met in regular session in the Commission Chambers of the Washoe County Administration Complex, 1001 East Ninth Street, Reno, Nevada. Following the Pledge of Allegiance to the flag of our Country, the Clerk called the roll and the Board conducted the following business:

*Commissioner Humke participated in the meeting via telephone.

07-94 AGENDA

In response to the call for public comment, Guy Felton stated the agenda was flawed and spoke on statements listed within the agenda. Sam Dehne objected to the two-minute time limit for public speakers.

In accordance with the Open Meeting Law, on motion by Commissioner Galloway, seconded by Commissioner Humke, which motion duly carried, Chairman Larkin ordered that the agenda for the January 23, 2007 meeting be approved.

07-95 PUBLIC COMMENTS

Katy Singlaub, County Manager, stated, "The Chairman and Board of County Commissioners intend that their proceedings should demonstrate the highest levels of decorum, civic responsibility, efficiency and mutual respect between citizens and their government. The Board respects the right of citizens to present differing opinions and views, even criticism, but our democracy cannot function effectively in an environment of personal attacks, slander, threats of violence, and willful disruption. To that end, the Nevada Open Meeting Law provides the authority for the Chair of a public body to maintain the decorum and to declare a recess if needed to remove any person who is disrupting the meeting, and notice is hereby provided of the intent of this body to preserve the decorum and remove anyone who disrupts the proceedings.

Guy Felton spoke on decorum and civility.

Sam Dehne commented on the State of the State speech presented by Governor Jim Gibbons on January 22, 2007.

Gary Schmidt said he had been involved with community development for over 30 years. He remarked the Washoe County Code had inconsistencies and conflicts that needed to be resolved.

COMMISSIONERS'/MANAGER'S ANNOUNCEMENTS

Chairman Larkin congratulated Angelina Cardona, Reed High School student, for being awarded the Soroptomist International of Truckee Meadows Violet Richard Award and for being accepted to Stanford University. He said the Truckee River Flood Control Committee received a letter from the Ash Institute for Democratic Governance in Innovation who identified the program as establishing best practices. He noted the Institute congratulated the program on extraordinary efforts on behalf of the citizens of the County.

Commissioner Galloway stated his position on BDR 48-183. He said the bill would create an entity that would have control over developing new water, but it would also have authority over existing allocated water. Commissioner Galloway remarked water was a property right in the State of Nevada, and he felt there was no purpose in taking control over existing allocated rights unless there was an interest to have the State invade that property right without just and fair compensation. He stated if the transfer or purchase of those rights were to be voluntary then that provision was not needed in this bill.

Commissioner Sferrazza said he attended the National Association of Counties (NACo) Justice and Public Safety Steering Committee meeting where members were requested to bring resolutions forward to their respective Commission. He stated the resolutions dealt with an independent commission to be appointed by the Attorney General for a comprehensive and thorough review of the costs of jailing non-violent and mentally ill inmates in State prisons; and, requested the Federal Government to not terminate the medical benefits of pretrial incarcerated persons. Commissioner Sferrazza said the NACo Justice and Public Safety Steering Committee also discussed the National Institute of Incident Management System, and he requested a report on the County's radio system. He requested Margaret Reinhardt be appointed as the Sun Valley representative for the Citizens Committee to help prepare the draft Nuisance Ordinance.

Katy Singlaub, County Manager, congratulated the District Health Department for receiving the "Organization of the Year" award for their Tobacco Prevention Program from the Hispanic Chamber of Commerce.

Commissioner Humke noted an open house would be held on January 20, 2007 with the Truckee River Flood Control Committee to discuss the Mitigation Ordinance.

07-96 PROCLAMATION – BENJAMIN B. NEWSOME, SR. DAY

In response to the call for public comment Sam Dehne thanked Commissioner Sferrazza for requesting this proclamation. Shirl Moore-Byas also thanked the Board for this prestigious recognition. Oni Cooper stated Mr. Newsome was a productive person who was a valuable citizen to the community.

Commissioner Sferrazza read the proclamation and presented it to Mr. Newsome's Family. Viola Woodson thanked the Board and extended appreciation from the family.

On motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried, it was ordered that the following proclamation be adopted and the Chairman be authorized to execute the same:

PROCLAMATION

WHEREAS, Black History Month is an opportunity to share the historical and present contributions of African Americans; and

WHEREAS, Black History Month began as "Negro History Week" in the United States in February 1926 as a supplement to the school curriculum, through the work of African-American scholar Dr. Carter G. Woodson whose aim was to encourage a greater awareness and understanding of the African experience and contributions in America, Africa and throughout the world; and

WHEREAS, In the 1960's the week expanded into Black History Month to commemorate, through community activities, a more balanced and accurate picture of Black History, and is celebrated yearly during the entire month of February, as it coincides with the birthdays of the great Black Leader Frederick Douglass (February 14th) and Abraham Lincoln (February 12th); and

WHEREAS, Black History Month has been celebrated in Washoe County by the Northern Nevada Multicultural Alliance (NNMA), Soka Gakkai (SGI-USA), Grandparents Raising Grandchildren, Cooperative De Familias Unidas, Horses for the Spirit and many other local organizations; and

WHEREAS, African-Americans have strengthened our Nation by urging reforms, overcoming obstacles and breaking down barriers, and we see the greatness of America in those who have risen above injustice and enriched our society; and

WHEREAS, Washoe County recognizes the significant contributions and huge advances African Americans have made, and continue to make in the community of Washoe County and the world, in such areas as education, medicine, art, culture, public service, economic development, politics and human rights; and

WHEREAS, Washoe County, in its continued effort to honor Black History Month and to enhance equity and diversity, will seek to make changes in all its language to replace the word "tolerance" with words like "acceptance, respect, inclusion and appreciation" whenever relating to equity and/or diversity; and

WHEREAS, Washoe County's 9th Street Lobby, Sparks Heritage Museum, City of Reno's Southside Cultural Center Gallery, Truckee Meadows Community College Student Union, South Valley Library, Hug High School, Reed High School, Northwest Library, Incline Village Library, Spanish Springs Library, City of Sparks Library and Duncan/Traner Community Library will participate in Black History Month by displaying Black History and Gandhi, King, Ikeda (GKI) Exhibits, as well as other activities during the month of February 2007; now, therefore, be it

PROCLAIMED, By the Washoe County Board of Commissioners that February 1, 2007 is **Benjamin B. Newsome, Sr. Day** in Washoe County, because Mr. Newsome broke color barriers as the first African-American Counselor in the Washoe County School District when he was hired at Procter Hug High School in 1968 and can be credited with making positive changes in Nevada; and the Board encourages all citizens to celebrate by participating in their choice of cultural programs and encourages the greater participation of children in programs and activities which highlight the unique contributions of African-American cultural heritage.

DISCUSSION OF CONSENT AGENDA

In response to the call for public comment, Sam Dehne commented on the items listed within the consent agenda.

Commissioner Sferrazza clarified the consent agenda consisted of non-controversial items.

07-97 ACCEPTANCE OF CASH DONATIONS – SENIOR SERVICES

Commissioner Galloway acknowledged the donations and thanked the donors on behalf of the Board.

Upon recommendation of Marietta Bobba, Senior Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the following cash donations for the second quarter of fiscal year 2006/07, in the amount of \$12,397.04, be accepted and the Finance Department be directed to make the following budget adjustments:

| <u>Donor (Purpose/Program)</u> | <u>Cash Value</u> |
|--|--------------------------|
| Lend-A-Check (General Donation) | \$ 700.00 |
| Charles Clelland (Sun Valley Donations) | 200.00 |
| Anonymous Donors (Mental Health Program) | 198.00 |
| Anonymous Donor (Senior Law Project) | 300.00 |
| Nat'l Assn. Of Retired Federal Employees (Reno General Donation) | 100.00 |
| Meg Price (Reno General Donation) | 50.00 |
| Anonymous Donor (Angel Fund) | 234.94 |
| E.W. McKenzie Foundation (Nutrition Donations) | 1,000.00 |
| Senior Alliance for Support Services (Nutrition Donations) | 3,564.00 |
| General & Vascular Associates (Adult Day Care) | 1,000.00 |
| Theta Master Chapter (Adult Day Care) | 50.00 |
| WC Access to Justice (Senior Law Project) | 5,000.00 |
| Total Cash Donations | \$12,397.04 |

| ACCOUNT NUMBER | DESCRIPTION | AMOUNT OF INCREASE |
|------------------------------|-----------------------------|---------------------------|
| Increase Revenues | | |
| 20074- 484000 | Mental Health Donations | 198.00 |
| 20223- 484000 | Lend-A-Check Donations | 700.00 |
| 20071- 484000 | Adult Daycare Donations | 1,050.00 |
| 20067- 484000 | Legal Donations | 300.00 |
| 20046- 484000 | Reno General Donations | 150.00 |
| 20275- 484000 | Angel Fund Donations | 234.94 |
| 20134- 484000 | WC Access to Justice | 5,000.00 |
| 20047- 484000 | Nutrition Program Donations | 4,564.10 |
| 250130-484000 | Sun Valley Donations | 200.00 |
| Total | | \$12,397.04 |
| Increase Expenditures | | |
| 20074- 710500 | Mental Health Donations | 198.00 |
| 20223- 710500 | Lend-A-Check Donations | 700.00 |
| 20071- 710500 | Adult Daycare Donations | 1,050.00 |
| 20067- 710500 | Legal Donations | 300.00 |
| 20046- 710500 | Reno General Donations | 150.00 |
| 20275- 710500 | Angel Fund Donations | 234.94 |
| 20134- 710500 | WC Access to Justice | 5,000.00 |
| 20047- 710500 | Nutrition Program Donations | 4,564.10 |
| 250130-710872 | Sun Valley Donations | 200.00 |
| Total | | \$12,397.04 |

**07-98 ADOPTION – LIST OF QUALIFIED GENERAL APPRAISERS –
PUBLIC WORKS**

Upon recommendation of Wendy Pitts, Property Program Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the list of qualified General Appraisers per Request for Qualifications (RFQ) Nos. 2576-07 and 2544-07 to conduct appraisals of real property offered for sale or lease by the County as required by Washoe County Code Chapter 80.550, as mandated by the 2005 Legislature, be adopted.

**07-99 ACCEPTANCE OF PROPOSAL – TAPE LIBRARY SYSTEMS –
RFP NO. 2575-07 – TECHNOLOGY SERVICES**

This was the time to consider proposals received in response to Request for Proposal No. 2575-07 for three new Tape Library systems for the Technology Department.

Proposals were received from the following vendors:

Dell Marketing, L.P.
Spectra Logic
Advanced Systems Group

Upon recommendation of Cory Casazza, Technology Services Director, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the proposal submitted by Dell Marketing, L.P. in response to RFP No. 2575-07 for three new Tape Library Systems for use in the data centers at 9th Street, Parr Blvd, and 9390 Gateway Blvd, to the lowest responsive, responsible proposer, in the amount of \$78,938.28, be accepted.

**07-100 AGREEMENT – SIERRA PACIFIC POWER COMPANY –
REIMBURSEMENT – WATER RESOURCES**

Upon recommendation of Jason Phinney, Licensed Engineer, and Paul Orphan, Engineering Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that an agreement between Washoe County and Sierra Pacific Power Companies Facilities on the Damonte Ranch and along Sage Hill Road to relocate electric facilities, in the amount of \$44,111, be approved and the Chairman be authorized to execute the same. It was further ordered that an Application and a Letter of Agency for custom work with AT&T Nevada to replace a telephone pole, remove six poles, and remove and replace aerial cable for the Pleasant Valley Sewer Interceptor Project-Phase I, in the amount of \$16,444.58, be executed.

**07-101 WATER SALE AGREEMENT – SOUTH TRUCKEE MEADOWS
GENERAL IMPROVEMENT DISTRICT – WATER RESOURCES**

Upon recommendation of Vahid Behmaram, Water Rights Manager, and Paul Orphan, Engineering Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that a Water Sale Agreement between Washoe County, a Political Subdivision of the State of Nevada, and the South Truckee Meadows General Improvement District for a 99-year lease of certain water rights, be approved and the Chairman be authorized to execute the same.

07-102 PAYMENT – WEST COAST PAVING – WATER RESOURCES

Upon recommendation of Scott Smiley, Utility Operations Supervisor, and Joe Theaman, Utility Operations Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the payment to West Coast Paving for an emergency street cut and paving work performed on a 24-inch reclaimed waterline break on Damonte Ranch Parkway, in the amount of \$25,956, be authorized.

**07-103 EASEMENTS – PLEASANT VALLEY INTERCEPTOR PROJECT
PHASE 2 – WATER RESOURCES**

Upon recommendation of Jason Phinney, Licensed Engineer, and Paul Orphan, Engineering Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Temporary Construction and/or Permanent Utility Access Easements for the Pleasant Valley Interceptor Phase 2 be accepted and the Chairman be authorized to execute the same. It was further ordered that a payment to property owners on APN's 017-380-03 Togliatti in the amount of \$500, 017-310-22 Rhodes in the amount of \$1,400, 017-371-05 Burton in the amount of \$3,000, and 017-430-05 Bekken in the amount of \$4,700, be authorized.

**07-104 EASEMENTS – PLEASANT VALLEY INTERCEPTOR PROJECT
PHASE 2 – FIRST AMERICAN TITLE – WATER RESOURCES**

Upon recommendation of Jason Phinney, Licensed Engineer, and Paul Orphan, Engineering Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, it was ordered that the Temporary Construction and/or Permanent Utility Access Easements for the Pleasant Valley Interceptor Phase 2 be accepted and the Chairman be authorized to execute the same. It was further ordered that the payment to First American Title for escrow accounts on APN's: 045-310-10 Reno Highlands in the amount of \$23,640, 017-320-05 Boegle in the amount of \$22,000, 017-310-24 Marigold in the amount of \$11,440, and 017-310-23 Paddock in the amount of \$11,540, and for associated escrow fees not to exceed \$10,000 be authorized.

07-105 **REPORT – GOLF COURSE INTERNAL CONTROLS AUDIT –
INTERNAL AUDIT**

Upon recommendation of Bill Mikawa, Internal Audit Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the Golf Course Internal Controls Audit Report be accepted.

07-106 **REVIEW – NORTH SPANISH SPRINGS FLOODPLAIN
DETENTION FACILITY CONSTRUCTION BID – INTERNAL
AUDIT**

Upon recommendation of Bill Mikawa, Internal Audit Manager, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the review of the North Spanish Springs Floodplain Detention Facility Construction Bid be accepted.

07-107 **REPORT – CASH CONTROLS AUDIT – INTERNAL AUDIT**

Upon recommendation of Kathy DeValk, Internal Auditor, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the Cash Controls Audit Report from the Internal Audit Division be accepted.

07-108 **REPORT – UTILITY AND TELEPHONE BILL AUDIT**

Upon recommendation of Kathy DeValk, Internal Auditor, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that the Utility and Telephone Bill Audit Report from the Internal Audit Division be accepted.

07-109 **REAPPOINTMENT – AUDIT COMMITTEE – MANAGER**

On motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Mr. Ron Nicholson and Mr. Keith Romwall be reappointed to the Washoe County Audit Committee for the term commencing January 1, 2007 and ending on December 21, 2008.

07-110 **ADDITIONAL FUNDING FROM THE STATE OF NEVADA –
MILLS B. LANE JUSTICE FACILITY – DISTRICT ATTORNEY**

Upon recommendation of Victoria Jakubowski, Fiscal Compliance Officer, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Larkin ordered that the additional funding to the District Attorney's Office from the State of Nevada for additional construction items at

the Mills B. Lane Justice Center, in the amount of \$108,975, be accepted and the Finance Department be directed to augment the District Attorney's budget in the same amount.

**07-111 RENEWAL – LIABILITY INSURANCE POLICY – INSURANCE
COMPANY OF THE STATE OF PENNSYLVANIA – FINANCE**

Upon recommendation of Jim Jeppson, Risk Manager, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Larkin ordered that the Risk Manager be authorized to renew the excess liability insurance policy with Insurance Company of the State of Pennsylvania, in the amount of \$131,138, and pay a broker fee in the amount of \$15,450, to Acordia of Nevada, Inc.

**07-112 AWARD OF BID – TRACK-MOUNTED EXCAVATOR – BID NO.
2577-07 – PUBLIC WORKS**

This was the time to consider the award of bid for a new Track-Mounted Excavator for the Public Works Department.

Bids were received from the following vendors:

Shafer Equipment Company, Inc.
Cashman Equipment Company
Ingersoll-Rand Equipment Services

Upon recommendation of Michael Sullens, Senior Buyer, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Larkin ordered that Bid No. 2577-07 for a new Track-Mounted Excavator for the Public Works Department be awarded to the lowest responsive, responsible bidder, Shafer Equipment Company, Inc, in the amount of \$105,223. It was further ordered that the purchase of additional track-mounted excavators of the make and model offered from the successful bidder through December 31, 2007 be authorized provided there was no increase in pricing and capital outlay was approved.

**07-113 ACCEPTANCE OF PROPOSAL – COURT CONTROL SYSTEM
RETROFIT – RFP NO. 2572-07 – TECHNOLOGY**

This was the time to consider proposals received in response to Request for Proposal No. 2572-07 for the Court Control System Retrofit at One South Sierra Street for the Technology Department.

A Proposal was received from Prism Systems Corporation.

Upon recommendation of Michael Sullens, Senior Buyer, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, Chairman Larkin ordered that the proposal submitted by Prism Systems

Corporation in response to RFP No. 2572-07 for the Court Control System Retrofit at One South Sierra Street, in an amount not to exceed \$150,000, be accepted. It was further ordered that the Purchasing and Contracts Administrator be directed to execute the agreement.

07-114 AGREEMENT – MARCUS G. FAUST, P.C. – PROFESSIONAL CONSULTING SERVICES – FINANCE

Upon recommendation of Jerry McKnight, Water Resources Acting Director, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that an agreement between Washoe County and Marcus G. Faust, P.C., concerning professional consulting services for congressional and federal agency lobbying services for a 12-month period, in the amount of \$100,248 plus related travel expenses, be approved and the Chairman be authorized to execute the same.

07-115 AGREEMENT – KLEINFELDER, INC. – CONSULTING ENGINEERING SERVICES – WATER RESOURCES

In response to Commissioner Sferrazza, Katy Singlaub, County Manager, replied the source of funds were utility customer payments.

Upon recommendation of Alan Jones, Licensed Engineer, and Paul Orphan, Engineering Manager, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried, it was ordered that an agreement between Washoe County and Kleinfelder, Inc., concerning consulting engineering services for the design of improvements needed for the Huffaker Hills Reservoir, in the amount of \$387,519, be approved and the Chairman be authorized to execute the same. It was further ordered that the Engineering Manager be authorized to issue the Notice to Proceed.

07-116 PROFESSIONAL SERVICES AGREEMENT – RESTART, INC. – SHELTER PLUS CARE PROGRAM – MANAGEMENT SERVICES

In response to Chairman Larkin, Gabrielle Enfield, Community Support Administrator, replied the grant program prescribed the one-to-one ratio, and she explained providing services at 50 percent was an effective amount. She said this project was specifically targeted towards chronically homeless individuals. Chairman Larkin questioned the amount spent on supportive services versus the amount spent on the rent to keep residents in their homes.

3:14 p.m. Commissioner Humke temporarily left the meeting.

Melany Denny, ReStart, Inc. Executive Director, explained ReStart ran many supportive housing programs in the County. She said these services primarily provided for the seriously mentally ill with psychiatric disorders. Ms. Denny noted when

compared regionally the funding was inexpensive. She said through the Block Grant program the Federal Government prescribed the one-to-one match. She noted it was the least amount of money to support these individuals with their housing needs. Ms. Denny said services bought with the support services dollars included a psychiatrist, medication, 24-hour on-call staff, a case manager, and life-skills training. Chairman Larkin asked if this was consistent with federal guidelines in terms of the services being offered to individuals. Ms. Denny agreed, and she explained these programs were offered throughout the country.

Commissioner Sferrazza questioned the minimum requirement under the contract for a case manager to meet with an individual. Ms. Denny replied ReStart's internal policy and procedures required case managers to meet with an individual a minimum of once a week; however, more often if it was determined by the individual's needs. She stated the goal was to have the individual become as independent as possible.

In response to Commissioner Galloway, Ms. Enfield said Washoe County's share, on an annual basis was \$57,216.

In response to the call for public comment, Sam Dehne stated he was in favor of the program.

Katy Singlaub, County Manager, explained the services provided were in detailed coordination with the existing service centers in the City of Reno.

Chairman Larkin requested an internal audit of the program and procedures including the contract be conducted in the future.

Upon recommendation of Ms. Enfield, on motion by Commissioner Sferrazza, seconded by Commissioner Galloway, which motion duly carried with Commissioner Humke temporarily absent, it was ordered that a Professional Services Agreement between Washoe County and ReStart, Inc, for the Washoe County Shelter Care Plus Program's housing coordination, and supportive services, in the amount of \$572,160 over a term of five years (\$114,432 annually), be approved and the Chairman be authorized to execute the same. It was further ordered that the Finance Department be directed to make the following budget adjustments:

| ACCOUNT NUMBER | DESCRIPTION | AMOUNT OF INCREASE |
|-----------------------------|------------------------------|---------------------------|
| Increase Revenue | | |
| TBD | Shelter Plus Care I: Housing | \$57,216 |
| Increase Expenditure | | |
| TBD-710400 | Shelter Plus Care I: Housing | \$57,216 |

07-117

DISCUSSION – GENERAL OBLIGATION BONDS, GENERAL OBLIGATION REVENUE BONDS, GENERAL OBLIGATION MEDIUM TERM BONDS, SPECIAL ASSESSMENT DISTRICTS

John Sherman, Finance Director, reviewed the actions needed by the Commission to issue General Obligation Bonds, General Obligation Revenue Bonds, General Obligation Medium-Term Bonds, and the creation of Special Assessment Districts (SAD's). He explained and reviewed Attachment A of the agenda memorandum dated January 9, 2007. Mr. Sherman said staff sought direction for efficiency once the policy decision had been made regarding the issuance of debt or the creation of SAD's.

Mr. Sherman suggested combining a number of steps, without eliminating any, into individual Commission meetings as opposed to spreading the process over a large number of meetings.

The Board agreed with Mr. Sherman and no further action was taken.

07-118

AWARD OF BID – JANITORIAL SERVICES – BID NO. 2569-07 – PUBLIC WORKS

Mike Turner, Facilities Management Division Director, explained the Department was a member of the International Facility Management Association and used those guidelines for benchmarking purposes. He said the \$0.10 a square foot was below the national and regional average. Mr. Turner noted the contract was for a courthouse, so the custodians would need an additional level of security clearance. He said a quality in cleaning was expected in the facility and Qual-Econ USA Inc., provided that higher level of service expected in a service contract. He noted Qual-Econ had the contract for the North Tower of the same building that could ensure a standard level of quality in both towers. Mr. Turner commented staff was operating on a past policy decision.

Commissioner Galloway said the policy stated if the County could save money with out-sourcing to do so. But, in this case he believed hiring additional County employees might be more cost effective. He asked if the current contract could be extended and staff return with a side-by-side comparison of in-house cost versus out sourcing. Mr. Turner agreed and said that could be completed.

Commissioner Sferrazza was concerned about the comparison of benefits paid to contracted employees versus County employees. The contracted employee did not receive health insurance, and he thought that would not be a good precedent. He was also concerned that they did not receive Public Employees Retirement System (PERS) benefits which would substantially reduce costs in those two areas. He stated he did not favor contracting out.

In response to the call for public comment, Gary Schmidt supported the comments made and said more controls in the courthouses were necessary.

On motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Commissioner Humke temporarily absent, Chairman Larkin ordered that this item be continued until a side-by-side comparison concerning costs and benefits for out-sourcing versus County employees was completed.

**07-119 DISCUSSION – CITIZEN ADVISORY BOARDS – MEMBERSHIP
AND ORGANIZATIONAL STRUCTURE – COMMUNITY
DEVELOPMENT**

Commissioners Weber and Sferrazza stated they would like this item to be continued in order to return to the North Valleys Citizen Advisory Board (CAB) for further discussion on the population figures.

Bob Webb, Planning Manager, replied the population figures included all unincorporated areas in Districts 3 and 5 in the North Valleys Planning Area.

In response to Commissioner Galloway, Mr. Webb replied the appointments to the North Valleys CAB would be one for Commissioner Sferrazza and six for Commissioner Weber.

Commissioner Sferrazza stated since he would be losing an appointment he wished to hear comments from the North Valleys CAB.

On motion by Commissioner Weber, seconded by Commissioner Sferrazza, which motion duly carried with Commissioner Humke temporarily absent, Chairman Larkin ordered that this item be continued until after February 12, 2007.

3:50 p.m. The Board recessed

4:10 p.m. The Board reconvened.

**07-120 POLICY – COMMERCIAL FLOOR AREA ALLOCATIONS –
COMMUNITY DEVELOPMENT**

Commissioner Galloway said there were other Counties that had barriers in the Tahoe Basin so there was not a free flow of tourist accommodation units, development rights or commercial floor coverage from the areas that had most of them, in particular the City of South Lake Tahoe, who had not dropped their barriers. He remarked there were two promising revitalization developments that may need more Tourist Accommodation Units (TAU's). Commissioner Galloway commented he spoke with Mike Weber, City of South Lake Tahoe, Tahoe Regional Planning Agency (TRPA) representative, about dropping the barriers. He said Mr. Weber was agreeable in attempting to pursue that, but added other members of the South Lake Tahoe City Council did not agree. Commissioner Galloway said until that occurred he felt the best policy would be to not transfer this coverage.

Chairman Larkin asked if two competing entities wanted commercial floor space how would it be decided. Commissioner Galloway replied a policy could allow this in our County but not out of the County's jurisdiction.

Chairman Larkin asked how would it be divided within the Tahoe Basin portion of the County. Eva Kraus, Planner, replied the Commercial Floor Area (CFA) was allowed to be freely exchanged or sold within the Tahoe Basin portion except when TRPA issued new CFA's to be distributed. She said in previous years a lottery had been conducted.

Mike Harper, Planning Manager, explained the project would be evaluated based upon if it were an expansion or new. He indicated the previous lottery raised approximately \$500,000 to \$750,000 and the funds were appropriated into four districts that were used for match money for trails and improvements within the Tahoe Basin.

Chairman Larkin reiterated the policy would be to allow transfers into the County but then if there were requests for transfers out they would come before the Board on an exception basis. Commissioner Galloway agreed and supported Option One in the staff report dated January 2, 2007.

In response to the call for public comment, Cassellron Bayer, representative for the current landowner, urged the Board to reconsider. She said the citizens of the Tahoe Basin were against issues of eminent domain. Ms. Bayer said the CFA was a property right, and if the Board restrained their ability to sell, it could be a restriction. Bobby Donaldson, representative for the prospective buyer, indicated he had been trying for two years to locate CFA's in Douglas County to no avail. He said TRPA would issue him a conditional permit if a letter were received from Washoe County stating it was acceptable to transfer 3,500 square feet across the County line to complete the project.

In response to Commissioner Sferrazza, Ms. Bayer explained where the proposed CFA was located. Mr. Donaldson explained the buyers were a fiber optic corporation who had been located in Zephyr Cove for over 20 years. Commissioner Sferrazza stated he supported Option Three.

Ms. Kraus explained under TRPA's ordinance the receiving and sending jurisdictions would have to provide approval for the transfer. Mr. Donaldson replied this was presented to Douglas County who indicated they would provide a letter if Washoe County provided a letter.

Upon recommendation of Ms. Kraus, on motion by Commissioner Galloway, seconded by Commissioner Weber, which motion duly carried with Commissioner Sferrazza voting "no," and Commissioner Humke temporarily absent, Chairman Larkin ordered that the Board set a policy to permit the transfer of Commercial Floor Area into County Jurisdictions, but not transferred out unless based on

exceptionally meritorious proposal, and the County Commission authorized that exception.

07-121 RESIDENTIAL ALLOCATIONS – MODERATE INCOME HOUSING – COMMUNITY DEVELOPMENT

Upon recommendation of Eva Kraus, Planner, on motion by Commissioner Galloway, seconded by Commissioner Sferrazza, which motion duly carried with Commissioner Humke temporarily absent, Chairman Larkin ordered that the request to reserve ten Washoe County residential allocations until October 15, 2007 for moderate income housing projects be approved.

07-122 FEES AND CHARGES POLICY – REGIONAL PARKS AND OPEN SPACE

Al Rogers, Regional Parks and Open Space Assistant Director, reviewed the Fees and Charges Policy as stated in the agenda memorandum dated January 10, 2007.

Commissioner Weber was concerned the fees would not improve the quality of life for residents as stated in the Policies and Procedures.

Chairman Larkin referenced No. 5 under Responsibilities, Policy Guidelines, and asked if staff would develop the uniformly applied criteria and bring it back to the Board. Mr. Rogers said staff had identified the criteria through the fee schedule and had established a multi-use fee, which was open to all individuals and groups. Chairman Larkin stated he was in support of the policies, but emphasized it was a starting place and not the final destination.

Commissioner Galloway suggested changing the sentence under Government Rate by adding the word "reciprocating." Mr. Rogers agreed, and he said staff would include that for Nos. 1 and 2 under the Government Use Rate.

Commissioner Weber asked if meetings of non-profit groups were considered. Mr. Rogers replied they were not considered in terms of the policy.

Chairman Larkin requested an update before the next scheduled annual update on how these policies were implemented.

Upon recommendation of Mr. Rogers, on motion by Commissioner Galloway, seconded by Chairman Larkin, which motion duly carried with Commissioner Humke temporarily absent, it was ordered that the Regional Parks and Open Space Department's Fees and Charges Policy be approved as amended.

Al Rogers, Regional Parks and Open Space Assistant Director, highlighted the fee schedule changes made since the Board reviewed the schedule in December 2006 as contained in the staff report dated January 3, 2007.

4:50 p.m. Commissioner Humke rejoined the meeting by telephone.

Mr. Rogers stated all governmental and quasi-governmental agencies received a discount based on a reciprocal agreement with those agencies. He said the fee schedule was discussed at the Open Space and Regional Parks Commission meeting on January 17, 2007 and passed on a six to two vote.

Mr. Rogers advised the big issue at the Open Space and Regional Parks Commission meeting was the increase in the horse arena fee from \$30 to \$150 per day.

Commissioner Weber said she could not support the fee increases because they would make the rooms too costly for people to rent, and she provided examples. She felt the rooms should be rented at a price that would keep them booked. She discussed the lack of daily staff at the North Valleys Regional Sports Complex, which led to issues with graffiti and vandalism. She said the staffing issue needed to be looked at by the Open Space and Regional Parks Commission.

Commissioner Sferrazza asked Mr. Rogers to explain what eliminating the deduction meant for building rentals to non-profits. Mr. Rogers replied non-profits paid half of the \$1,200 minimum base fee in the previous fee schedule. He stated non-profits would not receive any discount unless they rented a facility multiple times and qualified for a multiple-use discount of 15 percent for 6-9 rentals, 25 percent for 10-14 rentals, and 50 percent for 15 or more rentals.

In response to Commissioner Sferrazza, Mr. Rogers explained the 2006 fee for the Bartley Ranch – Western Heritage Interpretive Center (WHIC) and how that fee changed for 2007. He stated all use now fell under one consistent fee rather than having different fees for a meeting or for a social event. He said all facilities that could be reserved were now identified as small, medium or large facilities.

In response to Commissioner Sferrazza, Mr. Rogers replied the Davis Creek Park Campground had the only non-resident fee in previous fee schedules, and he explained why it was removed. He stated some communities charged a non-resident fee and the Board could consider charging a non-resident fee as a future policy change. He indicated there was not an overabundance of non-resident use, which was the primary reason for instituting a non-residence fee, and staff felt it would be equitable to not have a non-residence fee at this time. He explained showers were no longer separate but were part of the camping fee so people could not come in and just take a shower.

In response to Commissioner Galloway, Mr. Rogers replied a group meeting monthly at the Westbrook Community Center would receive a 25 percent discount. Commissioner Galloway explained why he felt a group booking 12 or more events should get a 50 percent discount. He stated the nature of the event impacted costs more than hours rented. He said the 2007 fee schedule eliminated block fees and established consistent hourly fees. Commissioner Galloway suggested giving a third off the hourly fee for the second hour or more.

Mr. Rogers stated the direct costs, indirect costs, and subsidies would be examined for each facility to help determine future goals and levels after the service level was established. He said that data did not currently exist.

Commissioner Galloway said he also wanted before and after usage data so it could be determined if usage went down.

Commissioner Weber said she did not support the price increase for the horse arenas. Mr. Rogers provided the rough costs for maintaining the Lemmon Valley arena. He explained how the increase compared with what like facilities in the City of Sparks and Douglas and Churchill counties charged per day.

Commissioner Weber felt the people had paid for building the facilities, but were now being asked to pay large amounts to maintain the facilities during the time they were not used. Mr. Rogers did not feel the rationale was to make up for the lack of maintenance but to factor in the lost revenue caused by pulling an arena out of casual use. He said that same rationale applied to Bowers Mansion; the public could not use it when it was rented for a special event. He said that lost revenue needed to be factored into the rental rate.

Commissioner Weber reiterated why she could not support the fee increases or the size classifications of buildings.

Commissioner Sferrazza discussed the minimum rental and the multiple-use discounts. He suggested the minimum rental be two hours instead of three, and the multiple-use discount should go up proportionally or the 50 percent should be offered after six meetings.

Mr. Rogers said staff had come up with best practices in terms of numbers and percentages in other communities, but was open to any modifications the Board wanted to make.

In response to the call for public comment, Bill Haass discussed his opposition to the huge fee increase for using the horse arenas. He suggested the Board eliminate the fee increase or continue it for further analysis and study. Gary Schmidt said he hoped the survey staff conducted included looking at the private sector in addition to other agencies. He stated sometimes increasing fees decreased revenues. He commented on the photo fee.

In response to Commissioner Humke, Mr. Rogers replied non-residents were allowed to rent County facilities. Commissioner Humke suggested a two-tiered fee schedule might be the way to go. Mr. Rogers stated non-resident use would be monitored, but there was no indication it was precluding residential use. He said it would be brought back for future consideration if there was an increase in non-residential use that warranted implementing a two-tiered fee schedule.

In response to Commissioner Humke, Mr. Rogers replied the Special Event Fee applied to those events held within a County park. He explained the fee was necessary because there was an impact from those uses to a park. He said there was no indication by the groups that held such events that they opposed the fee. He stated there would be no fee for any casual use such as a picnic or unorganized athletic games, and he discussed what would happen if an organized game was held without paying the fee.

After further discussion on the horse arena fee, Commissioner Humke agreed the increase was rather severe.

Chairman Larkin complimented staff on their hard work in putting together the fee schedule and policy. He felt there would be some disparity when the policy direction was applied to the fee schedule. He indicated the multiple-use discount for the horse arenas should be advertised. Mr. Rogers explained once the fee schedule was approved, it would be marketed and public outreach efforts made to non-profits and the general public indicating the rates and options available.

Commissioners Weber and Sferrazza detailed their recommended changes to the fee schedule. Galloway said he wanted better cost data, but he suggested providing a 30 percent discount for any hours after the first hour in the interim; while Commissioner Sferrazza suggested a price break of 5 percent starting with the third meeting, which would reach 50 percent by the 12th meeting.

Commissioner Humke suggested applying a multiple-use discount to the horse arena, and staff should investigate the grooming issue at the horse arenas. He asked if a flat fee of \$150 for special events was the best way to go because a 24-hour event would require a lot of supervision. Chairman Larkin said the policy issues would be revisited in about six months so any problems could be addressed.

Commissioner Sferrazza asked if there were figures available on the cost to control the dust at the horse arenas. Doug Doolittle Regional Parks and Open Space Director, replied the County secured the services of a water truck from an outside firm with costs running from \$200-\$400 a day. He said it would cost a \$1,000 or more to water down the arena during an event. Commissioner Sferrazza requested data on how much it costs to maintain the horse arenas during events. Mr. Doolittle said it costs \$35-\$40 per day for personnel to do miscellaneous cleanup of the area. He stated it costs \$200-\$300 to water the arena prior to an event. Commissioner Sferrazza noted even \$150 would not recover those costs. Mr. Rogers said if water was required for an event, the County would not recover those costs.

Commissioner Galloway asked if staff could live with a lower fee if there were no multiple-use discounts. Mr. Doolittle reiterated the fee would not cover the operating costs for the arenas for specific types of uses such as barrel racing or gymkhanas. He said there were no events in between casual use and organized events that a separate fee could be applied to.

Commissioner Weber said \$75 doubled the current fee, and the arenas had been operating at a loss all this time. She did not feel it was appropriate to go to \$150, but the Board could consider raising it a little more next year. Commissioner Humke agreed to the \$75 per hour horse arena fee with no multiple-use discount. He asked staff be directed to work with arena users to work out a rational fee schedule.

Mr. Doolittle asked for clarification on the multiple-use discount because he heard two different suggested approaches. Commissioner Galloway replied both he and Commissioner Sferrazza agreed staff should work out the discounts either way. He said they could use Commissioner Sferrazza's method as long as the rate structure did not cause people to act irrationally.

On motion by Commissioner Galloway, seconded by Chairman Larkin, which motion duly carried, it was ordered that the 2007 Fee Schedule for the Regional Parks and Open Space Department be approved with the following changes:

1. Downgrade the Westbrook and the Silver Knolls Community Centers to a small facility and the Joe Mitchell Community Center to a medium facility.
2. Change the horse arena fee to \$75 per day.
3. Staff be directed to rationalize the discounts so it does not pay to book more events than needed by changing the multiple-use discount to, when a use is based on an hourly rate for a facility, provide a 30 percent discount for hourly rates on the second and subsequent hours from the rates presented in the fee schedule, have the first three at the full hourly rate and then applying a 5 percent discount for every one after three up to a maximum of a 50 percent discount, or some other method. The multiple-use discounts will be ratified when they are brought back for review after the season.
4. Reduce the minimum hours for a rental from three to two.
5. Eliminate the first two tiers of the Photography Permit Fee.
6. Future consideration of in-kind maintenance by groups as credits towards the fees they pay.
7. Statement included that these rates do not apply to uses of extreme duration or impact.
8. Conduct an end-of-season review that covered how the fees were working out and what the usage of each facility was.

Commissioner Weber thanked the Regional Parks and Open Space staff for taking this on and for the efforts of the Open Space and Regional Parks Commission.

6:00 p.m. Chairman Larkin called a short recess.

6:34 p.m. The Board reconvened as the Board of Trustees for the South Truckee Meadows General Improvement District with Commissioner Humke temporarily absent.

6:58 p.m. The Board reconvened as the Board of County Commissioners with Commissioner Humke temporarily absent.

07-124 **UPDATE – DECEMBER 31, 2005 FLOOD EVENT DAMAGE
CLUSTERS – PUBLIC WORKS/WATER RESOURCES**

Roger Van Alyne, Public Works Interim Director, conducted a PowerPoint presentation on the Stormwater Management strategies, which was placed on file with the Clerk.

7:01 pm. Commissioner Humke rejoined the meeting by telephone.

Mr. Van Alyne continued the presentation with the cost estimates and possible funding sources.

Commissioner Galloway asked if there were eligibility issues if any funding sources were available from the State for the Truckee River Flood Control Project. Naomi Duerr, Truckee River Flood Management Project Director, replied the project had to be one of the 39 or 40 subprojects to be eligible for funds. She said Pebble Beach (or Hidden Valley) levee was one of those subprojects, and she discussed the project. She said there was conceptual approval from the Flood Project Coordinating Committee to bring the project back with a firm dollar amount.

Commissioner Galloway said the alternatives for the Last Chance ditch had not been quantified nor had the cost to put it into the Capital Improvement Program (CIP). He asked if there was any idea what would happen if the solution sped up the arrival of the water. Ms. Duerr replied the challenge with the ditches was they were designed as irrigation ditches and were being used to convey stormwater. She stated they were undersized for that purpose, and the maintenance of the ditches came with challenges. Commissioner Galloway felt the ditches might have to independently financed unless there was some way to retain the water somewhere. Ms. Duerr did not feel retaining the water would determine eligibility. She indicated it was a preexisting ditch that had topped its capacity. She said additional retention was needed, and the City of Reno had indicated there were a few additional retention sites available up on the eastern slope of the Sierras.

In response to Chairman Larkin, Mr. Van Alyne replied this six-pronged approach was not 100 percent inclusive because of the unknowns. He said if the drainage

study found some things that were not anticipated, staff would come back to the Board with that information.

After further discussion, Melanie Foster, Legal Counsel, stated a reasonable person could expect the Board would accept the report. She advised there was nothing in the staff report that asked for any action or direction. She explained if the Board wanted to engage in a strategy outside of its approvals of the budget and the CIP it would have to be brought back.

Katy Singlaub, County Manager, advised the intent was to inform the Board what the proposals were, to provide a status report on the items that were completed since the last time the report came to the Board, and to talk about costs and how the strategies would be implemented. She said accepting the report indicated the report was provided, but no actions were being approved.

In response to the call for public comment, Brian Irvine, Jones Vargas Law Firm representing various Middlefield Place homeowners, discussed the impact of the New Year's Eve flood on the homeowners. He said they approved of reworking the concrete box culvert in front of Middlefield Place. He clarified the Middlefield Place homeowners were not responsible for upgrading the ditch under Nevada law because the ditch did not run across Middlefield Place property and they derived no benefit from it. He indicated the property would not have flooded if there was no ditch, and the ditch was the responsibility of the ditch company.

Roger Edwards, Golden Valley Property Owners representative, said they appreciated being included in the storm drain upgrades, which were needed because parts of three neighborhoods flooded every time there was a good size rainfall. He stated staff had been crackerjack about looking into their problems and working with them to get the problems resolved, but it would help their neighborhood if the upgrades could be gotten into the CIP.

Gary Schmidt indicated the large drainage basin above Andrew Lane was not responsible for the flooding. He stated the burn area left after the Andrew Lane fire and silt runoff from the burn area caused the flooding. He said sediment dams were needed upstream on Bureau of Land Management land, which could solve the problem for less than \$100,000. He also discussed Gildesgard Ranch Road.

Commissioner Weber requested updates on the damage in Lemmon Valley and along the Truckee River in Verdi.

Commissioner Galloway asked if Mr. Irvine would be satisfied if the Board acknowledged receipt. Mr. Irvine replied he would. Commissioner Galloway felt acknowledging receipt would not imply that the Commissioners agreed with everything in the report and would give them the opportunity to address things in their district that they wanted checked out before going to the CIP.

Commissioner Humke agreed with Commissioner Galloway's suggestion regarding this agenda item. He also felt community meetings would be helpful to gather and disseminate information.

In response to Chairman Larkin, Mr. Van Alyne replied staff would like any feedback regarding the strategies.

In response to Chairman Larkin, Ms. Foster stated it was acceptable for the Board to direct staff to address the Board's recommendations on any other areas they felt were important either at this meeting or by communicating with Mr. Van Alyne. She recommended it include a timeframe for bringing it back.

Commissioner Galloway stated the adoption of the strategies would come back first, which should be at least a month out. He said then a policy item should come back. He explained that policy item, along with any comments made then, would guide the subsequent CIP items. For example, on Location 19 he would like consideration of onsite retention in Betsy Caughlin Donnelly Park.

In response to Commissioner Sferrazza, Mr. Van Alyne confirmed that anything scheduled or being considered for submission to the CIP was done or in process. He said any of the projects submitted for inclusion in the CIP would be included in the CIP submitted to the Board for approval in the spring.

On motion by Commissioner Galloway, seconded by Chairman Larkin, which motion duly carried, it was ordered that receipt of the October 10, 2006 report on damage clusters caused by the December 31, 2005 flood event be acknowledged with the anticipation of the subsequent action items coming back to the Board, including the strategy action item within one month.

**07-125 2006/07 MANAGEMENT ACCOUNTABILITY PROJECT
PERFORMANCE REPORT – MANAGER**

Nathan Branscome, Management Fellow, discussed the 2006-07 Management Accountability Project Performance Report chart.

Katy Singlaub, County Manager, clarified the chart only contained projects that fell under the Manager's Office responsibility.

In response to Chairman Larkin, Roger Van Alyne, Public Works Interim Director, said there was a problem with the design of the ceiling for the chambers remodel, which caused a three-week delay in the completion of the construction documents and getting the project advertised. He indicated it would be the first meeting of April before the contract could be awarded if everything went as planned.

In response to Commissioner Humke, Ms. Singlaub replied the fill dirt ordinance was not intended to be the purview of Project 15, Stormwater Mitigation for

Tributaries and Neighborhoods, which was the same project as that titled “December 31, 2005 Flood Event Damage Clusters.” She stated the Flood Project staff was working with the Flood Project Coordinating Committee and the other affected stakeholders on stormwater mitigation for the flood project.

In response to Commissioner Galloway, Mr. Branscome commented it was not practical to show the bar for a project for more than the current fiscal year. He said some projects started before and some projects would end after the time reflected in the bar.

In response to Commissioner Sferrazza, Ms. Singlaub replied the 28 percent indicated the number of tasks completed for Item 4. She said sometimes tasks were weighted equally, but the percentage indicated whether a task was behind or on track. Commissioner Sferrazza felt it was hard to tell from the chart whether or not a project had any red flags. Mr. Branscome replied the goal was to have clear comments on the status of a project, but because of time constraints and a lack of access there were a few projects that did not have comments.

Chairman Larkin commented there was a problem if the project had used up more than 50 percent of its allocated time and was not 50 percent completed. He felt the chart provided a good snapshot of the project’s status, which showed whether or not a project was in trouble.

Ms. Singlaub stated the chart would include a glossary to explain each of the projects the next time it was brought to the Board.

Commissioner Sferrazza commented it appeared Items 4 and 5 were behind, which he did believe was true because most of the work would be done when the Legislature was in session. He felt the timeline should indicate when a project should be 50 percent completed.

Commissioner Galloway suggested adding a symbol to indicate the project needed to be accelerated to meet its deadline along with another symbol to indicate where acceleration could be reasonably anticipated. He felt a statement of work should be included in the task.

Chairman Larkin stated this chart was primarily a tool to keep the Manager on track, and he mentioned the major projects that were nearing completion.

Ms. Singlaub thanked Mr. Branscome for his work on the chart and acknowledged it would not have been done yet without him. She said other entities were very interested in how the chart was tied to strategic planning and in the color-coding.

Upon recommendation by Mr. Branscome, on motion by Commissioner Humke, seconded by Commissioner Galloway, Chairman Larkin ordered that the 2006/07 Management Accountability Project Performance Report be accepted.

07-126

LEGISLATIVE COMMUNICATION POLICY – MANAGEMENT SERVICES

John Slaughter, Management Services Director, said the Legislative Communication Policy was brought back to the Board prior to the start of each Legislative session for review and approval, and he discussed the contents of the policy.

In response to Chairman Larkin, Mr. Slaughter said the only addition to the policy was the statement on Appointed Boards, which was already contained in the County Lobbying Policy.

Commissioner Galloway stated he would support the policy with reservations. He said he would attempt to comply with the policy as much as possible. For example, he felt there might be some off record communications where he might not be able to adhere. He stated he would notify staff if he planned on attending the Legislature.

Commissioner Weber disclosed she would probably stop at the Legislative building to visit family when she was in Carson City attending meetings of the two Boards she served on that were located there. She indicated she would let staff know that she was not at the Legislature in any official capacity.

In response to Commissioner Sferrazza, Katy Singlaub, County Manager, replied if a Commissioner was involved in specific legislation on the part of some other entity, she asked staff be notified of that fact. She stated it helped staff to know whether or not the Commissioner was there on behalf of Washoe County. Mr. Slaughter said he heard when a Commissioner entered the Legislative building and knowing the answer helped him answer questions about why the Commissioner was there. He said the Commissioners could call him or Kim Gunn, Management Services.

Commissioner Humke reported there was a government relation's update at the Reno-Sparks Convention and Visitors Authority (RSCVA), and he suggested the RSCVA should be a signatory on the agreement. Mr. Slaughter said the agreement was the regional Legislative Memorandum of Understanding (MOU), and he named the participants.

Upon recommendation by Mr. Slaughter, on motion by Commissioner Humke, seconded by Chairman Larkin, which motion duly carried, it was ordered that the 2007 Legislative Communication Policy be approved.

07-127 LEGISLATIVE UPDATE – GOVERNMENT AFFAIRS

John Slaughter, Management Services Director, provided the Board with a draft of the Washoe County Legislative Platform issues. He requested the Commissioners provide him with any specific comments, which he would bring back on February 13, 2007.

Commissioner Galloway commented on the eminent domain issue.

**07-128 ORDINANCE NO. 1323 – BILL NO. 1502 – ADOPTING
SUPPLEMENT 10 TO WASHOE COUNTY CODE**

5:30 p.m. This was the time set in a Notice of Public Hearing published in the *Reno Gazette-Journal* on January 12, 2007 to consider second reading and adoption of Bill No. 1502. Proof was made that due and legal Notice had been given.

The Chairman opened the public hearing by calling on anyone wishing to speak for or against adoption of said Ordinance. There being no response, the hearing was closed.

On motion by Commissioner Humke, seconded by Commissioner Weber, which motion duly carried, Chairman Larkin ordered that Ordinance No. 1323, Bill No. 1502, entitled, "**AN ORDINANCE ADOPTING SUPPLEMENT NUMBER 10 TO THE WASHOE COUNTY CODE AND ALL CLERICAL AND TECHNICAL CORRECTIONS MADE THEREIN,**" be approved, adopted and published in accordance with NRS 244.100.

REPORTS/UPDATES – COUNTY COMMISSION MEMBERS

Commissioner Weber said she wanted to make an appointment of her second alternate to the citizen committee to help prepare the draft nuisance ordinance.

Melanie Foster, Legal Counsel, advised Commissioner Weber could indicate who she wanted on the committee. She explained yesterday's agenda indicated each Commissioner was allowed to make appointments of individuals living within the planning areas within their district without Board action. She said once the full slate of members had been identified, it would be brought back for the Board's blessing.

Commissioner Weber indicated her second alternate appointment was John Burnett from Cold Springs. She said Commissioner Sferrazza had asked earlier if he could name Margaret Reinhardt as his Sun Valley appointment. She explained Ms. Reinhardt lived in her portion of the Sun Valley area plan, and she asked he not make that appointment because she felt that would set a precedent for many other situations.

Commissioner Weber asked for discussion on setting a future meeting date with the trustees and the South Truckee Meadows General Improvement District (STMGID). Katy Singlaub, County Manager, replied the Board had given direction to try

to find a quarterly meeting date for a brown bag, and she would task the new Water Resources Director to set that up.

Commissioner Humke commented he had attended the U.S. Justice Department Juvenile Detention Compliance Monitoring training as a member of the Nevada Juvenile Justice Commission. He said his training could potentially assist staff to monitor their compliance with the Juvenile Justice and Delinquency Prevention Act of 1974 as amended.

Commissioner Humke advised there was action taken at the Regional Transportation Commission (RTC) meeting to move forward on certain initiatives to provide traffic and transportation relief for this valley. He felt the most important part of that action was to make RTC staff understand they would work with County flood control staff to coordinate the planning.

Chairman Larkin stated RTC gave direction to their staff to bring back various alignments styled within the Valley route. He said RTC excluded the Foothill route and consented to continue, as an additional route, the Sparks Industrial route. He stated he had received phone calls from people in the eastern part of the County expressing relief that a decision was made.

Chairman Larkin announced he would be giving the State of the County Address on Thursday, January 25, 2007 at 4:00 p.m., which would be web cast via the intranet from the Regional Training Center to a number of County locations.

Commissioner Galloway advised the Tahoe Regional Planning Agency (TRPA) would meet on January 24, 2007 regarding the Lake Tahoe Airport tree removal issue and on January 31, 2007 regarding the Shorezone Ordinance wording issues.

Commissioner Sferrazza stated he had no problem with discussing or voting on Commissioner Weber's request when the recommendations were acted upon. He said he had committed to this individual prior to this meeting and was not aware appointing someone from someone else's district was precluded because he had done that with a Citizen Advisory Board (CAB) appointment. He requested the Commission provide direction because it was not clear that the appointees had to be from the appropriate Commission District.

Commissioner Sferrazza discussed the National Association of Counties meeting and requested that the Commissioners who had not taken the National Incident Management System training be allowed to do so if an opportunity arose.

Commissioner Sferrazza requested a resolution on the February 13th agenda to approve using district funds for refreshments for his Town Hall meeting on April 18, 2007 at 6:00 p.m. in the Commission Chambers.

Commissioner Galloway said he still lacked nuisance committee members from the unincorporated areas of the West Truckee Meadows. He requested staff contact the Citizen Advisory Board, and he would contact the staff of the Coughlin Ranch Homeowners Association to see if anyone was interested.

Ms. Foster stated each Commissioner would appoint a certain number of members to the committee based on planning areas within the Commissioner's district. She said the number appointed as of that date would determine the quorum.

In response to Commissioner Sferrazza, Ms. Singlaub said staff would advise Ms. Reinhardt that her appointment was questionable because of her not residing in his district.

* * * * *

8:25 p.m. There being no further business to come before the Board, the meeting was adjourned.

ROBERT M. LARKIN, Chairman
Washoe County Commission

ATTEST:

AMY HARVEY, County Clerk
and Clerk of the Board of
County Commissioners

*Minutes Prepared by
Stacy Gonzales and Jan Frazzetta
Deputy County Clerks*